

King (NY)
Klein (FL)
Kucinich
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McHugh
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick

Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Renzi
Reyes
Richardson
Rodriguez
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
McNulty
Ryan (OH)
Salazar
Sánchez, Linda
T.
Sanchez, Loretta
Miller (NC)
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Wynn
Shays

Sherman
Shuler
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Tsongas
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Yarmuth

NOT VOTING—26

Bilbray
Boren
Buyer
Calvert
Carson
Davis (CA)
DeFazio
Dreier
Filner

Galleghy
Hastert
Hastings (WA)
Hunter
Issa
Jindal
Johnson, E. B.
Kilpatrick
Lewis (CA)

McHenry
McIntyre
Miller, Gary
Shea-Porter
Shuster
Tancredo
Wilson (OH)
Young (AK)

□ 1657

Ms. TSONGAS, Mr. GORDON of Tennessee, Mr. TOWNS and Mrs. CAPITO changed their vote from “yea” to “nay.”

Mr. SHIMKUS changed his vote from “nay” to “yea.”

Mr. COSTA changed his vote from “present” to “nay.”

So the motion to recommit was rejected.

The result of the vote was announced as above recorded.

Stated for:

Mr. MCHENRY. Madam Speaker, on rollcall No. 1008 I am not recorded because I was unavoidably detained on my return to the Capitol. Had I been present, I would have voted “yea.”

Stated against:

Mr. FILNER. Madam Speaker, on rollcall No. 1008, I was not present because I was helping my constituents cope with the fire crisis in San Diego, CA. Had I been present, I would have voted “nay.”

The SPEAKER pro tempore. The question is on the passage of the bill.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. BARTON of Texas. Madam Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 265, nays 142, not voting 26, as follows:

[Roll No. 1009]

YEAS—265

Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bono
Boswell
Boucher
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Kaptur
Kennedy
Kildee
Kind
King (NY)
Kirk
Klein (FL)
Kucinich
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McHugh
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell

Hastings (FL)
Herseth Sandlin
Higgins
Hill
Hinchey
Hinojosa
Hirono
Hobson
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kind
King (NY)
Kirk
Klein (FL)
Kucinich
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McHugh
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell

Pastor
Payne
Pelosi
Perlmutter
Peterson (MN)
Petri
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Richardson
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Sherman
Shuler
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Tsongas
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh (NY)
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (FL)

NAYS—142

Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggart
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Boozman
Boustany
Brady (TX)
Broun (GA)
Brown (SC)
Brown-Waite,
Ginny
Burgess
Burton (IN)
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, David
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Duncan
Ehlers
Everett
Fallin

Feeney
Flake
Forbes
Fortenberry
Fox
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hayes
Heller
Hensarling
Herger
Hoekstra
Hulshof
Inglis (SC)
Johnson (IL)
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
Kingston
Kline (MN)
Knollenberg
Kuhl (NY)
Lamborn
Lewis (KY)
Linder
Lucas
Lungren, Daniel
E.
Mack
Manzullo
Marchant
Marshall
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McKeon
Mica

Miller (FL)
Musgrave
Myrick
Neugebauer
Nunes
Paul
Pearce
Pence
Peterson (PA)
Pickering
Pitts
Poe
Price (GA)
Putnam
Radanovich
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Smith (NE)
Smith (TX)
Souder
Stearns
Sullivan
Terry
Thornberry
Tiahrt
Walberg
Walden (OR)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)

NOT VOTING—26

Bilbray
Boren
Buyer
Calvert
Carson
Davis (CA)
DeFazio
Dreier

Filner
Galleghy
Hastert
Hastings (WA)
Hunter
Issa
Jindal
Johnson, E. B.
Kilpatrick

Lewis (CA)
McHenry
Miller, Gary
Shea-Porter
Shuster
Tancredo
Wilson (OH)
Young (AK)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised there are 2 minutes remaining on this vote.

□ 1706

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. FILNER. Madam Speaker, on rollcall No. 1009, I was not present because I was helping my constituents cope with the fire crisis in San Diego, CA. Had I been present, I would have voted “yea.”

Mr. MCHENRY. Mr. Speaker, on rollcall No. 1009 I am not recorded because I was unavoidably detained on my return to the Capitol. Had I been present, I would have voted “nay.”

PERSONAL EXPLANATION

Ms. KILPATRICK. Madam Speaker, due to official business in the 13th Congressional District of Michigan, I unavoidably missed two votes. If I had been present, I would have voted “nay” on rollcall No. 1008, the motion to

recommit H.R. 3963, and "yea" on rollcall No. 1009, final passage of H.R. 3963, the Children's Health Insurance Program Reauthorization Act.

PERSONAL EXPLANATION

Ms. WATERS. Mr. Speaker, I erroneously cast my vote against H.R. 505, the Native Hawaiian Government Reorganization Act. Please let the written record show that I intended to vote "aye" on roll call vote number 1000.

LEGISLATIVE PROGRAM

(Mr. BLUNT asked and was given permission to address the House for 1 minute.)

Mr. BLUNT. Mr. Speaker, I yield to my friend from Maryland, the majority leader, for information about the schedule next week.

Mr. HOYER. I thank my friend for yielding.

On Monday, the House will meet at 12:30 p.m. for morning-hour business and 2 p.m. for legislative business, with votes rolled until 6:30 p.m. We will consider several bills under suspension of the rules. A list of those bills will be announced by the end of business tomorrow.

On Tuesday, the House will meet at 9 a.m. for morning-hour business and 10 a.m. for legislative business. On Wednesday and Thursday, the House will meet at 10 a.m. for legislative business. We expect to consider H.R. 3867, the Small Business Contracting Improvements Act; H.R. 2262, the Hardrock Mining and Reclamation Act; and H.R. 3920, the Trade and Globalization Assistance Act. On Friday, there will be no votes, as I announced earlier today.

Mr. BLUNT. I thank the gentleman for the information. Two bills we thought we might deal with this week I notice are still not on the schedule: the Employment Non-Discrimination Act and the Foreign Intelligence Surveillance Act. I wonder if my friend has any information about either of those bills?

Mr. HOYER. I thank the gentleman for the question, and I will tell him that both of those bills are under consideration for addition to the calendar. They have not been added at this point in time, but they are both possibilities.

Mr. BLUNT. I thank you for that. On the question I have asked now for the last few weeks about conferences on appropriations bills, I believe 1987 was the last year that the Congress hadn't passed a single appropriations bill by this time in October 1987, particularly on the Military Quality of Life bill that has been ready for some time. I am wondering if there is any chance that we could go to conference on that bill or any other appropriations bill in the near future.

Mr. HOYER. We passed the Military Construction bill here handily through the House. It has passed the Senate. We want to get a conference finished. We

know the staff is working on that. We hope to go to conference very soon. We certainly want to pass that bill in the near term, and other appropriations bills are being pre-conferenced as well as getting ready to go to conference.

I say to the gentleman, as you know, we passed bills here in a relatively timely fashion, all by August, and I want to see those bills moved and sent to the President. We hope to do that as soon as we can. We are working on it.

Mr. BLUNT. I am pretty familiar with that equation, where the House passes its bills and then we don't have the bills done. I don't recall ever getting a lot of credit for that, but I will suggest I appreciate the gentleman's position, and I appreciate the fact the House got its bills done.

It still has been 20 years since we failed to get any bills done by October 25. Of these bills that are ready, I do hope we can figure out a way to move them, again, particularly on the Military Quality of Life bill for veterans and for the families of people serving today, and for military retirees. I think it's about \$18.5 million a day of additional benefits that could have been going as of October 1, and I know I brought this up before, I don't mean to be offensive about it, but I really strongly feel that this is a bill that we could get on the President's desk and get started quickly.

Mr. HOYER. We want to pass that bill. The bill that passed out of the House is the best bill that's passed out of the House for veterans since 77 years ago when the Veterans' Administration was formed. We are very proud of that bill. It had overwhelming bipartisan support. We think it is an excellent bill. We want to see it signed by the President.

I will observe, though, Mr. BLUNT, that I can't remember a time that I have served here over the last 26 years where a President said, if you are not exactly at my number, I will veto all of your bills. That has put a real crimp in the appropriations process of trying to figure out how to get this process done on bills that, for the most part, have been very strongly supported.

In the Senate, there hasn't been under, I think, 71 votes or 72 votes for any of the appropriations bills they have passed. We have had an average of 285 votes for the bills we have passed, some less, some more, so that the Congress has passed its bills with relative ease that it's considered on the floor, but the President continues to say he is going to veto bills if we go anything over what he has told us to do.

Very frankly, we think under article I of the Constitution, it's our prerogative to fund the priorities that we believe are important for our country. We have done that, and we are hopeful. I have had discussions with the White House about the possibility of compromise. Mr. OBEY has had conversations, and we do not have compromise yet on that position. So I tell my

friend that that has made it somewhat more difficult for us to do.

If it's unprecedented that we haven't passed one before October, I tell the gentleman, without having checked the records, I can't remember a President, certainly not this President, ever saying that to previous Congresses, which, by the way, as you know, for at least 4 years cut defense spending below what the President asked for and increased domestic spending above what he asked for. We have not done that. As a matter of fact, we have enhanced the President's request on the Defense appropriation bill, as you know, for MRAPs and for Afghanistan and for other items that we thought were necessary. So we are over the President's number.

□ 1715

But we're working on it. We hope to get those to the President as soon as possible, and we're certainly hopeful that he will sign the bills that we send him.

Thank you for yielding.

Mr. BLUNT. I thank the gentleman for that. Again, I'd suggest on the Military Quality of Life bill, I think the President said he's ready to sign that bill, even though it exceeds his request. And of course it would drive the average up dramatically of the passage of the other bill, since every Member of the House voted for it. But the other bills did get bipartisan support at some level. I do understand that.

I also understand that I think all the other bills, but one, probably had enough people voting against them to sustain a veto. But as the actions today would have been evidence of, the very fact the President says he's going to veto is not the ultimate impediment to us getting our work done and challenging him with that.

One of the announcements you made today was on the Trade Adjustment Assistance Act. I wonder, could we begin to expect a vote then on the Peru Free Trade Agreement after Trade Adjustment Assistance is on the floor next week?

Mr. HOYER. It is my hope and expectation that we will schedule Peru for the week of the 5th, the vote on the Peru Trade Agreement the week of the 5th, which would be not next week, but the week after.

Mr. BLUNT. But the following week, the week after we do Trade Adjustment Assistance is what the gentleman is saying.

Mr. HOYER. Yes.

Mr. BLUNT. I appreciate that.

On the calendar generally, I actually received a document this week that one of your chairmen had sent around town that suggested, actually it didn't suggest, it said here's going to be the schedule for December. I wonder if that's accurate, or if the gentleman could share his plans for December, if we are in, this would be assuming, my friend, that we haven't finished our work yet on November 16, we'll be working in December. Are we to the